

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

IRRIGATION AND CAD DEPARATMENT – Compassionate Appointment – Providing appointment under compassionate grounds to Sri D.Rajendra Prasad, S/o D.Wilson, Launch Asst.Driver, NSRS Project, Srisailam Dam East, Kurnool district – Orders – Issued.

IRRIGATION & CAD (SER.III-2) DEPARTMENT

G.O.Rt.No. 100

Dated: 04.1.2011.

Read the following:-

1. From the Collector & District Magistrate, Kurnool letter No.Roc/No.1043/Pts.A2/2004, Dated 6.12.2004.
2. From Hon'ble APAT orders dated 17.12.2009 in OA No.2858/2006 in APAT filed by Sri D.Rajendra Prasad, S/o D.Wilson, Launch Assistant Driver, NSR Project Srisailam Dam East, Kurnool district.
3. Government Memo.No.6772/Ser.G/2010-1, Dated:19.3.2010.
4. From the President, Joint Action Committee of Employees, Teachers and Workers, Andhra Pradesh, Hyderabad letter dated 20.8.2010.

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ORDER:

In the reference 1st read above the Collector and Dist. Magistrate, Kurnool, has stated that Sri D.Wilson, Launch Assistant Driver, Srisailam Project of I&CAD Department applied for retirement on medical invalidation on 28.3.2000, and the Medical Board has issued medical invalidation certificate to the individual on 23.6.2000 certifying that he is completely and permanently incapacitated for further service of any kind, which was received by the Superintending Engineer on 26.6.2000. The Superintending Engineer as Member-Convener of the District Level Committee of officers of medical invalidation cases, has circulated the file on 26.6.2000 which does not contain the signature of the DM &HO and Collector, and thereby it was necessiated to circulate the file again, and the Superintending Engineer on 21.8.2000 has circulate the file to the Dist. Level Committee of officers by which date, the individual IS HAVING less than 5 years of service. The Dist. Level Committee, has instructed the Superintending Engineer to address the Government, and the ENC for clarification in the matter. However, the Govt. have not considered the proposal for permission to retire the individual and to appoint his son, on medical invalidation grounds, taking into consideration that the individual did not have 5 years of left over service before retiring from service on Medical Invalidation grounds.

2. Aggrieved by the above, Sri D.Rajendra Prasad, son of Launch Assistant Driver has filed OA No.2858/2006 in the Hon'ble APAT for providing compassionate appointment. The Hon'ble APAT in its orders dated 17.12.2009, 2nd read above, has directed "to pass appropriate orders, considering the above circumstances on the letter of the Dist. Collector dated 6.12.2004 and consider the applicant for compassionate appointment, on humanitarian grounds, within a period of six weeks."

P.T.O.

3. The Collector & District Magistrate who have been requested to furnish his remarks on the Directions of Hon^{ble} APAT, while explaining the full details of the case, has requested to consider the request of the applicant as per the directions of Hon^{ble} A.P.A.T. in which case it requires the relaxation of the condition of left over service of 5 years as on the crucial date, as the individual has not allowed to retire on the crucial date of 30.6.2000 A.N., by the District Level Committee.

4. While the matter stood thus, the Chairman, JAC of Employees, Teachers and Workers, Andhra Pradesh, vide ref. 4 th read above, has also requested to consider the case as a specific one, keeping in view that the individual is away from service since 28.3.2000 and the medical board clearly, categorically certified the incapacitation of the individual permanently, and to pass orders in this regard.

5. Taking into consideration of the entire facts, and after careful examination of the whole issue, it was observed that the individual is not at fault, but due to administrative delay, he could not be retired from service. If he was permitted to retire from service earlier, his son could have got eligibility for appointment in terms of the orders issued in G.O.Ms.No.251, G.A(Ser.A) Dept., Dated:28.8.2004. As on the date of medical invalidation certificate, Sri.D.Wilson, Assistant Launch Driver is having more than 5 years of left over service, before the date of his actual superannuation, as the date of birth of the individual is 14.6.1947.

6. In the circumstances reported by the Collector and District Magistrate, Kurnool, and after careful examination of the matter, the Government hereby direct the Collector & District Magistrate, Kurnool to appoint Sri D.Rajendra Prasad, S/o D.Wilson, Launch Assistant Driver, NSRS Project, Srisailem Dam East, Kurnool, under compassionate grounds as per his eligibility and as per rules in force.

7. The Collector and District Magistrate, Kurnool shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.K. JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT.

To

The Collector & District Magistrate, Kurnool.

The Engineer-in-Chief (AW), I&CAD Department, Hyderabad.

The Accountant General, A.P, Hyderabad.

The Pay & Accounts Officer, Concerned through the Collector, Kurnool.

Copy to : The Government Pleader for Irrigation, APAT, Hyderabad.

The General Administration (Ser.G) Department with reference to their U.O.

Note No.31287/Ser.G./2010-1, Dated 30.9.2010.

The Law Department with reference to their U.O. No.6934/LSP/2010, Dated 30.10.2010.

SF / SC.

//FORWARDED::BY ORDER//

SECTION OFFICER.